



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/936,582	09/20/2001	Thierry Scheye	CHA216	7942
75	90 01/26/2005		EXAM	INER
Horst M Kasp 13 Forest Drive			HAN, M.	ARK K
Warren, NJ 0			ART UNIT	PAPER NUMBER
,			3763	<u>-</u>
		DATE MAILED: 01/26/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action    Capage   Ca		Application No.	Applicant(s)				
## Art Unit ## Mark K Han ## Art Unit ## Mark K Han ## Art Unit ##	Advisory Action	09/936,582	SCHEYE, THIERRY				
THE REPLY FILED 12/3/04 and 1/3/05 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either; (1) a timely filled amendment which places the application in condition for allowance; (2) a timely filled Notice of Appeal (with appeal fee); or (3) a timely filled Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.  PERIOD FOR REPLY (lenck either a) or b)]  The period for reply expires	,, , ,	Examiner	Art Unit				
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a)  The period for reply expiresmonths from the mailing date of the final rejection. b)  The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than \$IX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEAT THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP CONTENT of the major than \$IX MONTHS from the mailing date of the shorteness of the final rejection. ONLY CHECK THIS BOX WHEAT THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP CONTENT of the major than the properties of the section of the final rejection and the properties of the section of	Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued						
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## Continuation of 2. NOTE:

Supplemental amendments, in general, are not entered as a matter of right. The second (or subsequent) supplemental reply filed on 07 December 2004 and 03 January 2005 were NOT ENTERED because entry of the reply would unduly interfere with the preparation of the Office action. See 37 CFR 1.111(a)(2). The examiner spent a significant amount of time on the preparation of an Office action before the reply was received. On the date of receipt of the reply, the examiner had completed the drafting of the Office action and was waiting for the supervisory patent examiner's approval.

Furthermore, entry of the reply would require significant additional time in the preparation of the Office action. Specifically, entry of the reply would require the examiner to revise the Office action extensively to address new issues raised and new claims added in the reply.

A responsive reply (under 37 CFR 1.111 or 37 CFR 1.113 as appropriate) to this Office action must be timely filed to avoid abandonment.

If this is not a final Office action, applicant may wish to resubmit the reply along with a responsive reply under 37 CFR 1.111 to ensure proper entry of the reply.

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